

No. PD-0653-20

In the
Court of Criminal Appeals
At Austin

FILED
COURT OF CRIMINAL APPEALS
2/8/2021
DEANA WILLIAMSON, CLERK

No. 1552218
In the 177th District Court
of Harris County, Texas

Raul Bahena
Appellant
v.
State of Texas
Appellee

State's Motion for Extension

To the Honorable Court of Criminal Appeals:

The State of Texas, pursuant to TEX. R. APP. P. 10.5 & 68.2, moves for an extension of time in which to file its appellate brief. The following facts are relevant:

1. On Aug. 16, 2017, Appellant was indicted for the felony offense of aggravated robbery by use or exhibition of a deadly weapon, which occurred on May 20, 2017. (C.R. 22). On Aug. 23, 2018, a petit jury found Appellant guilty of the offense as charged in the indictment, and the trial court assessed Appellant's punishment at 25 years in the Institutional

Division of the Texas Department of Criminal Justice. (C.R. 113-114). On the same date, Appellant gave his notice of appeal and the trial court certified the same. On Dec. 23, 2020, the Court of Appeals for the First District issued an opinion affirming the judgment of the trial court. *Bahena v. State*, 604 S.W.3d 527 (Tex. App.—Houston [14th Dist.] 2020, pet. granted).

2. The State requests a 15 day extension, Feb. 20, 2021.
3. The following facts are relied upon to show good cause for an extension of time to allow the State to file its brief:
 - a. In addition to this brief, the undersigned attorney has filed briefing or petitions for the following:
 - a. *State v. Lakesia Brent* - PDR
PD-0020-21
 - b. *In re State ex rel. Ogg v. Bynum* – Petition for Mandamus
01-21-00035-CR
 - c. *In re State ex rel. Ogg v. Fourteenth District* – Reply Briefing
WR-91,936-01
 - d. *In re State ex rel. Ogg v. First District* – Petition for Mandamus in Court of Criminal Appeals
Unassigned Filing Number, filed Jan. 22, 2021
 - e. *Andres Torres*
PD-0062-21

WHEREFORE, the State prays that this Court will grant the requested extension.

Respectfully submitted,

/s/ John David Crump
JOHN DAVID CRUMP
Assistant District Attorney
Harris County, Texas
500 Jefferson, 6th Floor
Houston, Texas 77002
(713) 274-5959
Crump_john@dao.hctx.net
TBC No. 24077221

CERTIFICATE OF SERVICE

I certify that I have requested that efile.txcourts.gov electronically serve a
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Crespin Linton
crespin@hal-pc.org

/s/ John David Crump
JOHN DAVID CRUMP
Assistant District Attorney
Harris County, Texas
500 Jefferson, 6th Floor
Houston, Texas 77002-1923
(713) 274-5959
Crump_john@dao.hctx.net
TBC No. 24077221

Date: Feb. 05, 2021

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Bar No. 24077221
crump_john@dao.hctx.net
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Associated Case Party: Raul Bahena

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